

LAWMAKING IN ALBANY.

THE BILL TAXING MORTGAGES REPORTED IN THE SENATE.

It Expects Mortgage Hearing Less Than 4 Per Cent. Interest. Building and Loan Associations Not Exempted—Bill for a New City Hall in This City.

ALBANY, March 9.—The bill taxing mortgages and the stock of banks, which was drafted by the Senate Finance Committee, was reported yesterday in the Senate. The bill has been amended by exempting from the tax all mortgages outstanding on Jan. 1 last which bear less than 4 per cent interest, as well as mortgages in force at that date, which contain a provision that the obligor shall pay any tax imposed thereon or which might be imposed thereon. The exemption of mortgages under 4 per cent. would include the New York Central and other big railroad corporations which have refunded their debts at a rate of interest less than 4 per cent. The committee believes it has amended the bill so as to make it plain that the money loaned by the banks and the amended bill does not exempt building and loan associations from the tax on mortgages, but it does exempt them from the bank stock tax. The bill permits trustees and executors and trust companies to invest in securities upon lands within the State in which savings banks are permitted to invest. It also permits an investment in domestic instead of foreign securities. A special tax of a cent on the dollar shall be imposed on all mortgages not recorded within thirty days after their execution, and an additional mortgage tax of five cents on the dollar shall accrue annually on the first day of January until the mortgage is recorded. The Assembly today passed Mr. Allen's bill, which provides for the establishment by the State of a hospital in New York city for the care of crippled and deformed children.

The annual Appropriation bill, as amended by the Senate Finance Committee at the instance of Chairman Rogers, has been reported more than usual interest among State employees. Until this year lump sums were appropriated to pay the expenses of State departments, and as a result the head of a department could increase the salary of an employee as long as he kept within his appropriation. Senator Rogers has introduced a new system in drafting the bill of this year, for he specifies in the bill the salary of every State employee. The bill provides for the increase of the salary of any State employee hereafter without the consent of the Legislature.

Senator McGraw today introduced a bill, similar to the one introduced by Mr. Allen, which provides for the erection of a municipal building in New York city, on City Hall Park. The bill was sent to the Senate Finance Committee, which has a building erected that will be a monument and example of the progress of art and science. The bill provides for the erection of a building on City Hall Park, which will be a monument and example of the progress of art and science.

Assemblyman Ellis's bill, taxing the tangible property, including bank deposits of non-residents located in this State, has been reported to the Assembly Committee on General Laws. Assemblyman Costello has introduced an "Employer's Liability" bill, which makes the employer liable for the injury to an employee caused by the negligence of the employer or another employee. The bill provides for the payment of a National Council for every month served by a National Council member.

Assemblyman DeGraw has introduced a bill increasing the tax on foreign bankers operating in this State. The bill provides for the payment of a National Council for every month served by a National Council member. The bill provides for the payment of a National Council for every month served by a National Council member.

Mr. DeGraw's bill, authorizing the appropriation of New York city of \$50,000 to aid in the erection of a monument to the soldiers of the Civil War, has been reported to the Senate Finance Committee. The bill provides for the payment of a National Council for every month served by a National Council member.

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CLAIMANTS GIVE WHALEN A REST.

They Filed Demands Against the City for Only \$348 Yesterday.

Neither Controller Coker nor Corporation Counsel Whalen would talk yesterday about the assertion made on Thursday evening in the *Journal* that the City and the whaler which Mr. Whalen has been confounding judgments against the city under the prevailing rate of wages claims had been repealed by a law adopted in 1880. Mr. Coker said he had been fighting for a principle, and that he did not intend to enter into a controversy over the law which the Legislature had passed. Mr. Whalen said that the McMahon decision covered the whole ground, and that he had nothing to add to the statement which was printed in yesterday's *Sun*. Prominent lawyers who were interviewed in regard to the matter refused to give an opinion on the subject of hand, but Mr. Allen declared that it should be settled by the courts.

McKinnley of the Brooklyn League said yesterday that his organization intended to take the matter up and bring a taxpaying corporation to court. He said that the Corporation Counsel to enforce judgments without the consent of other city officials, as well as to get a decision from the courts. The 1880 repealed the Prevailing Rate of Wages law, as far as it affects employees under the city government. It is a common knowledge of all lawyers in the league's rooms on Monday evening that the whaler's suit against the city was a test case, and that the city was not prepared to fight it.

It was said yesterday with great positiveness that Mr. Whalen took the view that there was no need for a test case. He believed that there was no ground on which to ask the Prevailing Rate of Wages law. Mr. Whalen said that the law of 1880 in no way repealed the law under which the claimants have been making their case.

Apparently the lawyers who are interested in the claims decided yesterday not to push them so far as to the point where the controversy was going on. The city was not prepared to fight it. The city was not prepared to fight it.

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HEARING PUT OFF AGAIN.

RUMOR THAT THE GARDINER CHARGES MAY BE DROPPED.

Said That Lawyer Deming, Who Represented the City Club, Has Withdrawn—General Sessions Judges Subpoenaed—Row Over Newspaper Interviews.

The hearing of the charges made by the City Club against District Attorney Gardiner was again adjourned yesterday. The hearing was to be resumed in the afternoon at 2 o'clock in the St. Paul Building. Lawyer Arthur Cosby, junior counsel for the prosecution, asked for another adjournment on the ground that Deputy Attorney-General J. H. Coyne was ill. Commissioner Wilcox wanted to know what had become of Lawyer Deming, who had been subpoenaed to appear as associate counsel. Mr. Cosby said that Mr. Deming was ill. The statement had been given out that Mr. Deming, who represented the City Club, had become satisfied that the charges against District Attorney Gardiner could not be substantiated and that he, Deming, intended to withdraw. It was also stated that the intention of the prosecution to drop the case because there was not sufficient evidence obtainable to substantiate the charges.

Lawyer Undermyer, counsel for the District Attorney, objected to the adjournment, saying that the public business was being interfered with, inasmuch as the District Attorney and his assistants were called away from their regular duties to attend the hearing at times when six courts were in session that day. He said that the hearing should be held at 10:30 o'clock to-morrow morning. Commissioner Wilcox said that the case was to go on to-day without fail.

"There have been delays enough already," remarked Commissioner Wilcox. "The case must go on." The hearing was held at 10:30 o'clock to-day. The City Club's charges against District Attorney Gardiner were read. The charges were that Gardiner had been guilty of a conspiracy to defraud the City of New York. The charges were that Gardiner had been guilty of a conspiracy to defraud the City of New York.

Lawyer Undermyer said that he had an affidavit of the District Attorney which he desired to read and on which he intended to base a motion. Lawyer Cosby objected to the reading of the affidavit. Commissioner Wilcox said that the affidavit was to be read. The affidavit was read. The affidavit was read.

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REAL ESTATE NEWS.

There was nothing in yesterday's sales to indicate a more animated condition of the real estate market and brokers do not look for any quickening of the conditions for several weeks yet. Those men in the real estate business who deal in rentals of houses and flats have plenty of business on hand. Persons who are looking for modern flats and are willing to go as far as Harlem find that they can secure first-class apartments at a very reasonable price.

It is reported that negotiations have been practically closed for the sale of the Marshall O. Roberts property at the southeast corner of Fifth avenue and Eleventh street, but the name of the buyer is withheld. The property fronts 10 feet on Fifth avenue and 120 feet on Eleventh street, with a 45-foot lot in the rear 102 feet deep. The Elmore apartment house, one of the number of high-class buildings recently erected in Harlem, has been resold again to investor. It is a new six-story building on lot 17x100 in Eleventh street, east of Seventh avenue. The buyer of 18 West Fifty-third street, reported yesterday, was Mr. Gilbert of Chicago, and the price paid was about \$100,000, more than \$100,000 above the sum paid for the property at auction less than a month ago. Mr. A. C. W. were the brokers to Lowenthal & Frager recently.

Three of the five-story flats on the north side of Ninety-fifth street, 100 feet west of Second avenue, have been sold by Jacob Schlosser. A vacant lot on Fifth avenue, 27.2 feet north of Eleventh street, 25x110, has been sold by J. A. Phillips to Dr. Austin Flint, who is the present tenant. The lot is 25 feet wide and 110 feet deep. The lot is 25 feet wide and 110 feet deep.

Two new six-story apartment houses, together 75x100, have been sold to S. Osgood Pitt for Mary S. Osgood. The houses are on lot 17x100 in Eleventh street, east of Seventh avenue. The houses are on lot 17x100 in Eleventh street, east of Seventh avenue. The houses are on lot 17x100 in Eleventh street, east of Seventh avenue.

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Satisfied Mechanics' Liens.

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Real Estate—Out of the City.

Long Island—Sale or Rent.

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